

# ALABAMA STATE BOARD OF CHIROPRACTIC EXAMINERS

BRIAN WELLS, D.C., PRES.  
ALLAN LOWMAN, D.C., VICE-PRES.  
KENNETH RANDOLPH, D.C., SEC /TRES.  
J. MATTHEW YOUNGBLOOD, D.C. (PRECEPTOR)  
JOHN D. NEILL, D.C.  
BRAD RUSSELL, D.C.  
RENEE PHILPOT BOWEN, D.C.  
KIMBERLY OGLETREE, D.C.  
JOHN SEGREST, CONSUMER MEMBER



DANYULA FLOWERS  
EXECUTIVE DIRECTOR  
126 CHILTON PLACE  
CLANTON, ALABAMA 35045  
1-800-949-5838  
1-205-755-8000  
(FAX) 1-205-755-0081

Regular meeting of the Alabama State Board of Chiropractic Examiners, Thursday, September 15, 2022, at the offices of Bellator Real Estate & Development, Board Room, Orange Beach, Alabama.

Prior notice of the meeting has been given, in accordance with the Alabama Open Meetings Act.

Roll was called. Those attending were: Dr. Wells - President, Dr. Randolph-Secretary/Treasurer. Members – Drs. Ogletree, Youngblood, Russell and Mr. Segrest. Danyula Flowers, Executive Director, Amy Deavers, Executive Assistant, Jim Ward Legal Counsel. Drs. Bowen, Lowman and Neill participated via Webex. Guests: None.

Dr. Wells announced quorum existed and called the meeting to order at 8:07 PM.

**Motion # 1** was made by Dr. Russell and seconded by Mr. Segrest, “I move the Board **ratify** the **minutes** from **June 17, 2022** as presented.” PASSED / unanimous

Danyula Flowers gave the Financial Report.

**Motion # 2** was made by Dr. Ogletree and seconded by Dr. Randolph, “I move the Board **ratify Dr. Wells Presidential Directive** to **renew the Grooper** contract for one year.” Roll call vote: Ayes – Randolph, Youngblood, Russell, Ogletree, Segrest, Wells PASSED

**Motion # 3** was made by Dr. Ogletree and seconded by Dr. Russell, “I move the Board **adopt** the **Financial Report** as given.” PASSED / unanimous

Dr. Youngblood gave the Preceptor Report.

The Board reviewed the Wellness Committee Report.

The Board discussed a possible building purchase. There is currently nothing available to accommodate our needs.

**Motion # 4** was made by Dr. Russell and seconded by Dr. Randolph, “I move the Board **renew** the **contract** with **Steve Brom** at the current rate for (2) two years.” Roll call vote: Ayes – Randolph, Youngblood, Russell, Ogletree, Segrest, Wells PASSED

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**Motion # 5** was made by Dr. Randolph and seconded by Dr. Russell, “I move the Board **propose** the amendment to **Rule 190-X-7-.02 Extern** as discussed.” PASSED / unanimous (Exhibit A)

**Motion # 6** was made by Dr Ogletree. and seconded by Mr. Segrest, “I move the Board **adopt Rule 190-X-2-.02 Expedited License to Practice Chiropractic for Military Members and Spouses.**” PASSED / unanimous (Exhibit B)

**Motion # 7** was made by Dr. Russell and seconded by Dr. Randolph, “I move the Board **ratify** the **reinstatements of The Joint Chiropractic Mountain Brook and the Joint Chiropractic Lee Branch.**” PASSED / unanimous

**Motion # 8** was made by Dr. Russell and seconded by Dr. Ogletree, “I move the Board **ratify Dr. Wells Presidential Directive to add a cloud backup.**” Roll call vote: Ayes – Randolph, Youngblood, Russell, Ogletree, Segrest, Wells PASSED

**Motion # 9** was made by Dr. Russell and seconded by Dr. Randolph, “I move the Board **renew** the **contract** with **Jim Ward** at the current rate for (2) two years.” Roll call vote: Ayes – Randolph, Youngblood, Russell, Ogletree, Segrest, Wells PASSED

**Motion # 10** was made by Dr. Russell and seconded by Dr. Randolph, “I move **one member may audit one in person and one online seminar per year. The auditing member shall be compensated as provided by law and paid per diem and mileage as allowed by law. If the in-person seminar is in state, the member shall be paid compensation per diem and mileage as authorized by law. If the member wants to audit in person out of state approval for travel must first be obtained.**” PASSED / unanimous

The Board discussed fines due and action to be taken regarding late payments.

Mr. Ward gave the Legal Report.

The Board discussed upcoming hearing dates.

**Motion # 11** was made by Dr. Russell and seconded by Dr. Randolph, “I move the Board **adopt the consent order for Amanda Barnes (Permit Application).**” PASSED / unanimous Recused Ogletree and Bowen

**Motion # 12** was made by Dr. Russell and seconded by Dr. Ogletree, “I move the Board **close the complaint on Karen Tortoriello Brockway 22-11-001-001 & 22-11-001-002.**” PASSED /

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unanimous (Recused Randolph and Lowman)

**Motion # 13** was made by Mr. Segrest and seconded by Dr. Randolph, “I move the Board **close the complaint on Zev Mellman.**” PASSED / unanimous Recused Ogletree and Bowen

**Motion # 14** was made by Dr. Ogletree and seconded by Dr. Russell, “I move the meeting be **adjourned.**” PASSED / unanimous

The meeting adjourned at 10:02 PM.

The next scheduled meeting date is Friday, September 16, 2022, at the offices of Bellator Real Estate & Development, Board Room, Orange Beach, Alabama.

Submitted by:

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Brian Wells, D.C., President

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Danyula Flowers, Executive Director  
Recording Secretary

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Prior notice of the meeting has been given, in accordance with the Alabama Open Meetings Act.

Roll was called. Those attending were: Dr. Wells - President, Dr. Randolph-Secretary/Treasurer. Members – Drs. Ogletree, Youngblood, Russell and Mr. Segrest. Danyula Flowers, Executive Director, Amy Deavers, Executive Assistant, Jim Ward Legal Counsel. Drs. Bowen, Lowman and Neill participated via Webex. Guests: None.

Dr. Wells announced quorum existed and called the meeting to order at 8:30 AM.

**Motion #15** was made by Dr. Randolph and seconded by Dr. Ogletree, “I move the Board **approve James Garvin’s SNAW (Statement of Non Attendance Waiver)** for the **2022-23 renewal period to allow him to obtain eighteen (18) continuing education hours online for personal medical reasons.**” Ayes – Randolph, Youngblood, Ogletree, Segrest, Wells Nays – Russell PASSED

**Motion # 16** was made by Dr Russell. and seconded by Dr. Randolph, “I move the Board **approve Gerald S. Hoefling’s SNAW (Statement of Non Attendance Waiver)** for the **2022-23 renewal period to waive eighteen (18) continuing education hours for personal medical reasons.**” PASSED / unanimous

**Motion #17** was made by Dr. Youngblood and seconded by Dr. Randolph, “I move the Board **deny Samantha Chiricella’s SNAW (Statement of Non Attendance Waiver)** for the **2022-23 renewal period to allow her to obtain all hours online for personal medical reasons.**” PASSED / unanimous

**Motion #18** was made by Dr. Youngblood and seconded by Dr. Ogletree, “I move the Board **deny Thomas Spurlock’s SNAW (Statement of Non Attendance Waiver)** for the **2022-23 renewal period to waive eighteen (18) continuing education hours for personal medical reasons.**” Ayes – Randolph, Youngblood, Ogletree, Segrest, Wells Nays – Russell PASSED

**Motion #19** was made by Dr. Youngblood and seconded by Dr. Randolph, “I move the Board **deny George Grimsley’s SNAW (Statement of Non Attendance Waiver)** for the **2022-23 renewal period to defer eighteen (18) continuing education hours for personal medical reasons.**” PASSED / unanimous

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The Board discussed repealing Rule 190-X-3-.02. No action was taken.

**Motion #20** was made by Dr. Russell and seconded by Dr. Randolph, “I move the Board approve **Drs. Wells and Ogletree’s travel to the District V Meeting** in Miami, FL September 29-October 2, 2022, and **Dr. Neill’s travel to the District II Meeting** in Ft. Walton Beach, FL September 22-25, 2022.” Roll call vote: Ayes – Randolph, Youngblood, Russell, Segrest Abstain - Wells, Ogletree PASSED

**Motion #21** was made by Dr. Randolph and seconded by Dr. Russell, “I move the Board approve **Drs. Neill and Ogletree and Mr. Segrest’s attendance at the 2022 AARB Leadership Conference** at Wynlakes Country Club in Montgomery.” Roll call vote: Ayes – Randolph, Youngblood, Russell, Wells Abstain - Ogletree, Segrest PASSED

**Motion # 22** was made by Dr. Ogletree and seconded by Mr. Segrest, “I move the Board **approve Deshan Gross and Jody Gray’s Applications for Approval of Non-Chiropractic CCE.**” PASSED / unanimous

The Board reviewed the Fee Schedule for changes needed. No action was taken.

The Board discussed the letter Howard Gilliam received from the Medical Board.

**Motion #23** was made by Dr. Russell and seconded by Dr. Randolph, “I move the Board **modify the license issue** process to use a **digital signature** for the Board President and have the **original** signature of the **Executive Director.**” PASSED / unanimous

**Motion # 24** was made by Dr Russell. and seconded by Dr. Randolph, “I move the Board **nominate Dr. Ogletree for the NBCE Part IV Practical Examination** and **approve her travel November 11-13, 2022.**” PASSED / unanimous Note: Expenses to be paid by the NBCE.

Dr. Wells made a Presidential Directive for the Legislative Committee for the 2023 Legislative Session to be Drs. Wells, Bowen, and Russell.

**Motion # 25** was made by Dr. Ogletree and seconded by Dr. Randolph, “I move the meeting be **adjourned.**” PASSED / unanimous

The meeting adjourned at 10:38 AM.

The next scheduled meeting date is Saturday, September 17, 2022, at the offices of Bellator Real Estate & Development, Board Room, Orange Beach, Alabama.

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Submitted by:

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Prior notice of the meeting has been given, in accordance with the Alabama Open Meetings Act.

Dr. Wells announced quorum existed and called the meeting to order at 8:30 AM.

Roll was called. Those attending were: Dr. Wells - President, Dr. Randolph-Secretary/Treasurer. Members – Drs. Ogletree, Youngblood, and Mr. Segrest. Danyula Flowers, Executive Director, Amy Deavers, Executive Assistant Absent: Drs. Russell, Bowen, Neill and Lowman Guests: None.

The Board discussed options available for a building purchase.

**Motion # 26** was made by Dr. Segrest and seconded by Dr. Randolph, “I move the meeting be **adjourned.**” PASSED / unanimous

The meeting adjourned at 8:54 AM.

The two (2) hour Alabama Law Seminar was presented via Webex for the Alabama State Chiropractic Association immediately after the meeting adjourned.

The next scheduled meeting date is Sunday, September 18, 2022, at the offices of Bellator Real Estate & Development, Board Room, Orange Beach, Alabama.

Submitted by:

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Brian Wells, D.C., President

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Danyula Flowers, Executive Director  
Recording Secretary

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Regular meeting of the Alabama State Board of Chiropractic Examiners, Sunday, September 18, 2022, at the offices of Bellator Real Estate & Development, Board Room, Orange Beach, Alabama.

Prior notice of the meeting has been given, in accordance with the Alabama Open Meetings Act. Roll was called. Those attending were: Dr. Wells - President, Dr. Randolph-Secretary/Treasurer. Members – Drs. Ogletree, Youngblood, Russell and Mr. Segrest. Danyula Flowers, Executive Director, Amy Deavers, Executive Assistant, Jim Ward Legal Counsel. Dr. Neill participated via Webex. Absent: Drs. Lowman and Bowen Guests: None.

Dr. Wells announced quorum existed and called the meeting to order at 8:35 AM.

Dr. Wells gave a report on his presentation of the AL Law at the ASCA Birmingham Seminar July 16, 2022 and the ASCA Mobile Seminar August 20, 2022.

Dr. Wells gave a report on his and Dr. Lowman's presentation of the AL Law at the CSA Seminar August 6, 2022.

Dr. Youngblood gave a report on his attendance at the 2022 SPCE/Acupuncture Test Committees & Standard Setting Workshop August 26-27, 2022 in Greely, CO.

Dr. Wells gave an update on the ongoing FCLB litigation.

The Board reviewed the remaining 2022 meeting dates.

The Board discussed the 2023 Meeting Dates.

**Motion # 27** was made by Dr. Russell and seconded by Mr. Segrest, "I move the meeting be **adjourned.**" PASSED / unanimous

The meeting adjourned at 9:23 AM.

The next scheduled meeting date is Friday, November 4, 2022 at the Alabama State Board of Chiropractic Examiners office, Clanton, Alabama.

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